



CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(A)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class U.S. Mail in an envelope on the date indicated, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date:

4-2-2004

Dora Rios:

Dora Rios

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

John David Scherch

) Examiner: Unassigned

)

)

Filed: October 7, 2003

)

) Group Art Unit: Unassigned

)

Serial No. 10/680,327

)

)

For: **METHOD AND APPARATUS**

FOR TARGET POSITION

)

) Attorney Docket No. 62256.063

)

VERIFICATION

INFORMATION DISCLOSURE STATEMENT

UNDER 37 C.F.R. § 1.97 AND 1.98

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. §1.56, it is respectfully requested that this Information Disclosure Statement be entered and the references listed on attached Form PTO-1449A be considered by the Examiner and made of record. Copies of the listed references are enclosed for the convenience of the Examiner.

A demonstration of the invention was shown at a trade show of October 7, 2002. No handouts or brochures were distributed and a non-disclosure agreement was signed.

In Re Patent Application of
John David Scherch

In accordance with 37 C.F.R. §1.97(g-h), this Information Disclosure Statement is not to be construed as a representation that a search has been made or construed as an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

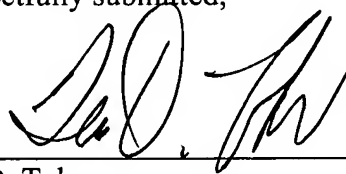
The comments contained in this Information Disclosure Statement are believed to constitute a concise explanation of the relevance of each listed reference to the invention claimed in the present application. 37 C.F.R. §1.98(a)(3)(i). These comments, however, are not intended to take the place of the Examiner's complete consideration of each listed reference.

This Information Disclosure Statement is being filed before issuance of a First Office Action and, therefore, Applicant believes that no fee is required. In the event a fee is required, the Commissioner is hereby authorized to charge any fees which may be required, now or in the future, to the undersigned's Deposit Account No. 50-0259, Order No. 62256.063.(BDT).

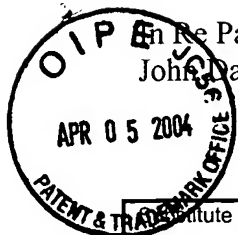
Date: _____

4/2/04

Respectfully submitted,



Ben D. Tobor
Reg. No. 27,760
BRACEWELL & PATTERSON, L.L.P.
P. O. Box 61389
Houston, Texas 77208-1389
713-223-2900
713-221-2111 (Facsimile)
Attorney for Applicant



Re Patent Application of
John David Scherch

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known			
				Application Number		10/680,327	
				Filing Date		October 7, 2003	
				First Named Inventor		John David Scherch	
				Group Art Unit		Unassigned	
				Examiner Name		Unassigned	
Sheet	1	of	1	Attorney Docket Number		62256.063	
U.S. PATENT DOCUMENTS							
Exr Initials	U.S. Patent Document Number		Kind Code (if known)	Name of Inventor or Applicant of Cited Document		Date of Publication of Cited Document MM-YYYY	
	6,393,096		B1	Carol et al.		05/2002	
	6,325,758		B1	Carol et al.		12/2001	
	6,038,283			Carol et al.		03/2000	
	5,802,136			Carol		09/1998	
	5,622,187			Carol		04/1997	
	5,596,619			Carol		01/1997	
	5,411,026			Carol		05/1995	
FOREIGN PATENT DOCUMENTS							
Exr Initials	Foreign Patent Document			Name of Inventor or Applicant of Cited Document	Date of Publication of Cited Document MM-YYYY	T ₁	
	Country Code	Number	Kind Code (if known)				
N/A							
OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS							
Exr Initials	Include Name of first Author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), volume-issue number(s), page(s), date (in parentheses). If a book, also include publisher and city and/or county where published.						T ₁
N/A							
Examiner Signature				Date Considered			

1607985.1



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/680,327	
	Filing Date	October 7, 2003	
	First Named Inventor	John David Scherch	
	Art Unit	Unassigned	
	Examiner Name	Unassigned	
Total Number of Pages in This Submission	11	Attorney Docket Number	62256.063

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	FORMAL DRAWINGS	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Ben D. Tobor, Reg. No. 27,760 Bracewell & Patterson, LLP		
Signature			
Date	4/2/04		

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Dora Rios		
Signature		Date	4/2/04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.